

Approved June 19, 2003

**BYLAWS OF THE TRINITY RIVER
ADAPTIVE MANAGEMENT WORKING GROUP**

TABLE OF CONTENTS

ARTICLE I.....

Name

SECTION 100

Name

ARTICLE II.....

Purposes

SECTION 200

Vision

SECTION 201

General Purpose

SECTION 202

Duties

SECTION 203

Duration

SECTION 204

Reporting

SECTION 205

Support

ARTICLE III.....

Membership

SECTION 300

Appointed Members

SECTION 301

Compensation

SECTION 302

Alternative Representatives

SECTION 303

Term of Office

SECTION 304

Vacancy

SECTION 305

Absence from Meetings

ARTICLE IV.....

Officers

SECTION 400

Officer's Titles and Terms of Office

SECTION 401

Duties of the Chairperson

SECTION 402

Duties of the Vice-Chairperson

ARTICLE V.....

Meetings

SECTION 500

Regularly Scheduled Meetings

SECTION 501

Special Meetings

SECTION 502

Quorum

SECTION 503

Voting

SECTION 504

Seeking Consensus

SECTION 505

Minority Opinions

SECTION 506 Business
SECTION 507 Minutes

ARTICLE VI.....

Subgroups

SECTION 600 Formation
SECTION 601 Recommendations
SECTION 602 Subgroup Chairpersons
SECTION 603 Subgroup Alternate Members

ARTICLE VII.....

General

SECTION 700 Authorities and Responsibilities
SECTION 701 Records Open to Inspection

ARTICLE VIII.....

Amendments to Bylaws

SECTION 800 Bylaws

Version approved June 19, 2003

**BYLAWS OF THE TRINITY RIVER
ADAPTIVE MANAGEMENT WORKING GROUP**

ARTICLE I

NAME

SECTION 100. The name of this organization shall be the Trinity River Adaptive Management Working Group (TAMWG)

ARTICLE II

PURPOSES

SECTION 200. VISION. *TAMWG members recognize the ecological, cultural, recreational, and economic values of the Trinity River, and collaborate productively to help guide a successful adaptive management program for Trinity River restoration.*

SECTION 201. GENERAL PURPOSE. The purpose of the Trinity River Adaptive Management Working Group (TAMWG) is to provide a forum for a diverse group of stakeholders to make policy and management recommendations to the Secretary of the Interior through the Trinity Management Council with the goal of restoring and maintaining the natural production of salmon and steelhead on the Trinity River mainstem downstream of Lewiston Dam.

SECTION 202. DUTIES. To achieve the general purpose stated in Section 201, the TAMWG will:

- (a) Provide policy and management recommendations and advice to the Trinity Management Council on (1) effectiveness of management actions in achieving restoration goals; (2) priority of restoration projects; (3) funding priorities; (4) and other components of the Trinity River Restoration Program.
- (b) Develop and submit alternative hypotheses (strategies and methods) for consideration by the Trinity Management Council and potential analysis by the Adaptive Environmental Assessment and Management (AEAM) Technical and Modeling Analyses Group and the Rehabilitation Implementation Group.
- (c) Review and make recommendations on actions that are being considered for implementation by other parts of the AEAM organization.
- (d) Review and make recommendations on policy matters, technical issues, annual flow schedules, and Requests for Proposals (RFP's) for implementation activities as they relate to achieving restoration goals.
- (e) Submit alternative restoration actions to the Trinity Management Council (TMC) for consideration.

SECTION 203. DURATION. We expect the TAMWG to exist for the duration of the Trinity River Restoration Program. The TAMWG, however, is subject to the provisions of the Federal Advisory Committee Act, 5 U.S.C. Appendix 2, and will take no action unless the charter filing requirements of Section 9 of the Act have been met. The TAMWG is subject to biennial renewal and will terminate two years from the date the charter is filed, unless, prior to that time, the charter is renewed in accordance with Section 14 of the Act.

SECTION 204. REPORTING. The TAMWG reports to the Secretary of the Interior through the Trinity Management Council.

SECTION 205. SUPPORT. The Fish and Wildlife Service will fund administrative and logistical support for the TAMWG.

ARTICLE III

MEMBERSHIP

SECTION 300. APPOINTED MEMBERS.

- a) TAMWG members are appointed by, and serve at the discretion of, the Secretary of the Interior Department. There will be 12 to 20 members of the TAMWG. Membership will be fairly balanced and will represent stakeholders, agencies, and tribes with interest in and a commitment to implementation of the Trinity River Restoration Program. Members should be senior representatives of their respective constituent groups with knowledge of the Trinity River Restoration Program, including the Adaptive Environmental Assessment and Management Program.
- b) The Secretary of the Interior appoints Working Group members based on nominations submitted by interested parties, including but not limited to Trinity County residents, recreational and commercial fishermen, commercial and recreational boaters, power utilities, water users, forestry, grazing/ranchers, tribal interests, environmental interests, and the general public.

SECTION 301. COMPENSATION. Members serve without compensation for their services on the TAMWG. In accordance with 5 U.S.C. 5703, non-Federal members will be reimbursed for travel, subsistence, and other necessary expenses incurred while performing official business of the TAMWG.

SECTION 302. ALTERNATIVE REPRESENTATIVES. Each member of the TAMWG may nominate an alternate representative authorized to speak and vote for the primary member in his or her absence. Nominations shall be in writing and should include 1. name and title or position of nominee; 2. contact information (mail, phone, e-mail, fax); 3. brief resume; 4. statement of qualifications (experience, education, familiarity with issues); and 5. certification that nominee would not have a personal

financial conflict of interest serving on the TAMWG. Nominees must be approved by the Designated Federal Official before serving as alternate representatives.

SECTION 303. TERM OF OFFICE. Members will serve three year terms. If the TAMWG terminates prior to the end of the term of a member, however, the terms will terminate with the TAMWG.

SECTION 304. VACANCY. Whenever a vacancy occurs among TAMWG members, the vacancy will be filled in the same manner as the original appointments as outlined in Section 300 above.

SECTION 305. ABSENCE FROM MEETINGS. If a member misses without good cause three consecutive TAMWG meetings, that member's membership will be terminated. Good cause will be determined by the Chair. If a membership is terminated in this manner, the affected group will forward names of potential nominees to the Secretary for selection and appointment. Meeting attendance by an approved alternate representative will be considered attendance by the member for the purposes of this section.

ARTICLE IV

OFFICERS

SECTION 400. Election of Officers. At the first TAMWG meeting of each calendar year, members shall elect a chairperson and vice-chairperson to serve until the next election. A special election for chairperson and/or vice-chairperson may be held at any meeting upon the request of ten members.

SECTION 401. DUTIES OF THE CHAIRPERSON. The chairperson shall preside at all meetings of the TAMWG and shall perform other duties as may be prescribed by the TAMWG.

SECTION 402. DUTIES OF THE VICE CHAIRPERSON. The vice chairperson shall have and exercise all the powers, authority and duties of the chairperson during the absence or inability of the latter, and shall perform such other duties as may be prescribed by the TAMWG.

ARTICLE V

MEETINGS

SECTION 500. REGULARLY SCHEDULED MEETINGS

- (a) The TAMWG will meet at least twice per year at the call of the Designated Federal Official in consultation with the TAMWG chair.
- (b) TAMWG meetings will be open to the public and will be announced in the Federal Register at least 15 days prior to each meeting.

- (c) No TAMWG meeting may occur in the absence of the Designated Federal Official

SECTION 501. SPECIAL MEETINGS. Special meetings of the TAMWG shall be held at the request of ten (10) members, with the time and location designed to accommodate the majority of all members, subject to the requirements of subsections (b) and (c) of Section 500 above.

SECTION 502. QUORUM. A quorum for the transaction of business at any meeting of the TAMWG shall be a majority of the currently-appointed membership. Alternate members approved according to the requirements of Section 302 above will be counted towards this quorum requirement in the absence of the members for whom they serve as alternates.

SECTION 503. VOTING. No member shall have more than one vote. An affirmative vote by at least ten (10) members is required to pass any motion.

SECTION 504. SEEKING CONSENSUS. Although the TAMWG has formally adopted a ten-vote requirement for decision-making, the TAMWG will seek to resolve issues and make decisions through consensus. The term consensus refers to a voluntary process in which members agree "to live with" the prevailing opinion even though it may not be a member's preferred ideal. In these cases, members agree to strive for a decision that is a fair and mutually acceptable resolution to an issue.

SECTION 505. MINORITY OPINION. Any member may provide a written "minority opinion" on a motion passed by the TAMWG, and such minority opinion will accompany the report of the approved motion. If a minority opinion is provided to the chairperson after the report of the approved motion is transmitted, the chairperson shall forward it upon receipt to recipients of the report of the approved motion.

SECTION 506. BUSINESS. The business at the quarterly or special meetings shall be in compliance with Robert's Rules of Order, and shall be conducted as follows:

- (a) Introductions and Ascertainment of Quorum.
- (b) Review and approval, or correction, of the minutes of the last meeting.
- (c) Initial comments from the public.
- (d) Scheduled Agenda Items.
- (e) New Agenda Items.
- (f) Adjournment.

SECTION 507. MINUTES.

- a) Detailed minutes of each regularly scheduled and special meeting shall be taken and shall include a record of persons present and a description of topics discussed and actions taken. The Fish and Wildlife Service has responsibility for recording and distributing the minutes.

- b) Minutes shall be presented for approval at the next scheduled meeting, and upon approval of the TAMWG, be certified by the Chair as an accurate representation of the proceedings.

ARTICLE VI

SUBGROUPS

SECTION 600. FORMATION. The TAMWG may form (and disband) standing and ad hoc committees of its members as it deems necessary for the purposes of compiling information or conducting research.

SECTION 601. RECOMMENDATIONS. Such committees shall work at the direction of the full TAMWG, and may not make recommendations or policy statements to any entity except the full TAMWG.

SECTION 602. COMMITTEE CHAIRPERSONS. Upon formation of a committee, a chairperson will be selected from among the appointed members subject to the approval of the TAMWG Chair.

Section 603. COMMITTEE ALTERNATES. Each member of a TAMWG subgroup may appoint an alternate representative to serve in the member's absence at subgroup functions, subject to approval of the TAMWG chair.

ARTICLE VII

GENERAL

SECTION 700. AUTHORITIES AND RESPONSIBILITIES. The TAMWG is established pursuant to the Secretary of the Interior's authority to manage the fish and wildlife resources of the Trinity River basin. These authorities include P.L. 84-386, the Act of August 12, 1955 (original authorization for construction of the Trinity River Diversion, Central Valley Project); P. L. 96-335, Trinity River Stream Rectification act; P.L. 98-541 and P. L. 104-143, Trinity River Basin Fish and Wildlife Management Act of 1984; and P. L. 102-575, The Central Valley Project Improvement Act. The TAMWG is subject to the provisions of the Federal Advisory Committee Act, 5 U.S.C. Appendix 2.

SECTION 701. RECORDS OPEN TO INSPECTION. Minutes of each TAMWG meeting, including motions, seconds, and recorded votes, as well as recommendations made and copies of all studies and reports received, issued, or approved in conjunction with the TAMWG activities, will be available for public inspection and copying at the

Trinity River Restoration Program office and at the Trinity County Library in Weaverville, California. (*And TRRP or FWS web site?*)

ARTICLE VIII

AMENDMENTS TO BYLAWS

SECTION 800. BYLAWS. These bylaws may be amended by approval of at least ten TAMWG members at any meeting held according to the requirements spelled out in Article V above.

KNOW ALL PEOPLE BY THESE PRESENTS:

That we, the undersigned members of the Trinity River Adaptive Management Working Group, do hereby certify that the above and foregoing bylaws were duly adopted as the bylaws of this organization this ___th day of _____, 2003.

IN WITNESS WHEREOF, we have hereunto subscribed our names this ___th day of _____, 2003.